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February 20, 2008

VIA FACSIMILE

TO: ALL COUNSEL

Re: *Sunset Mountains, Inc. v. Mosaic Tile Supplies, LLC*
 U.S.D.C., No. Dist., No. C 07-04007 PJH MED

Dear Counsel:

As you know, I have been appointed by the District Court to serve as the mediator in this case under the court's Mediation program. Please be sure to review carefully ADR L.R. 6 which governs the Mediation program. My background can be found on the ADR website.

Pursuant to ADR L.R. 6-6, I will conduct a phone conference with all counsel before the formal mediation to discuss the following:

- the procedures to be followed;
- the nature of the case;
- appropriate dates for the mediation and anticipated length of the session;
- the parties who must be present under ADR L.R. 6-9 and the parties who need to be present to have a productive mediation session;
- ideas to improve the effectiveness of the mediation session, as well as matters that could pose impediments;
- requirements for your written mediation statements;
- the court's rules regarding compensation of mediators;
- any questions you might have about how I normally conduct mediations; and
- any questions you might have about the mediation program.

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I anticipate that the telephone conference will last approximately one-half hour. I have set the telephone conference for **February 25, 2008 at 10:00 a.m.**

Dial In Number: 888-435-4283
Participant Passcode: 4158753261

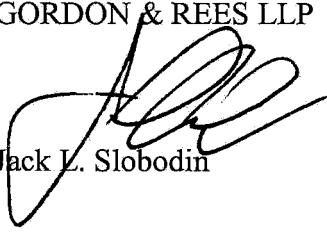
Please call my office within 24 hours after receiving this letter to confirm your availability. If you are not available, please let opposing counsel and me know alternative times within a week of this date when you are available. Before the telephone conference, please ascertain from your clients and any insurers a selection of dates upon which the mediation may be conducted. The final date that the mediation can be held is April 15, 2008, based on the current scheduling order.

I do not believe that I have any actual or potential conflicts of interest under 28 U.S.C. § 455(a) and (b), and I am not aware of any other circumstances that would compromise my impartiality or the appearance of impartiality.

I look forward to assisting you on this case.

Very truly yours,

GORDON & REES LLP


Jack L. Slobodin

JLS:bls

cc: Clerk's Office-ADR Unit